

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

U.S. COMMODITY FUTURES TRADING COMMISSION.

Plaintiff,

V.

GILBERT PHILIP CASTILLO, JR.,
et al.,

Defendants.

NO. C06-2540 TEH

ORDER CONTINUING MOTION
HEARING TO FEBRUARY 5, 2007

10 || Defendants.

12 The Court is in receipt of Plaintiff's motion for final judgment by default, permanent
13 injunction, and ancillary relief. To accommodate the Court's calendar, the motion hearing
14 shall be continued to **Monday, February 5, 2007, at 10:00 AM**. However, the briefing
15 schedule shall remain based on the January 8, 2007 hearing date. Thus, while the Court does
16 not anticipate receiving an opposition because of the nature of this motion, any opposition
17 must be filed on or before **December 18, 2006**, and any reply shall be filed on or before
18 **December 26, 2006**. Plaintiff's counsel should also be aware that, as a matter of due
19 process, it is the Court's practice to hold hearings on motions for default judgment even
20 when no opposition is received, and counsel shall therefore make appropriate plans to appear
21 for the hearing.

23 | IT IS SO ORDERED.

25 | Dated: 11/22/06

Theotonio Henderson
THELTON E. HENDERSON, JUDGE
UNITED STATES DISTRICT COURT